

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

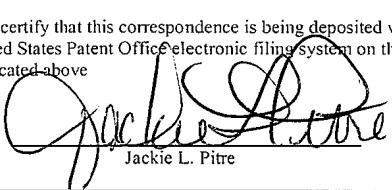
Application No.: 10/693,700  
Confirmation No.: 2263  
Filing Date: October 24, 2003  
Inventors: Sandberg et al.  
Title: VARIABLE FREQUENCY  
TEMPERATURE LIMITED  
HEATERS

§ Examiner: S. Y. Paik  
§ Art Unit: 3742  
§ Atty. Dkt. No.: 5659-21000/EBM

CERTIFICATE OF ELECTRONIC TRANSMISSION  
UNDER 37 C.F.R. §1.8

DATE OF DEPOSIT: Oct 8, 2008

I hereby certify that this correspondence is being deposited with  
the United States Patent Office Electronic filing system on the  
date indicated above

  
Jackie L. Pitre

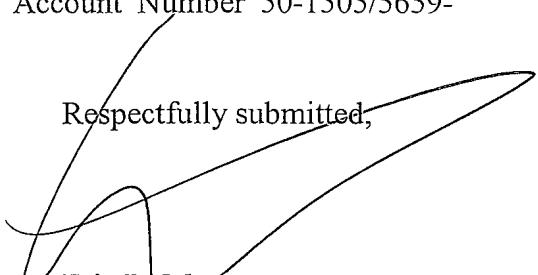
**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

ATTN: BOX AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner mailed August 18, 2008, finally rejecting the pending claims. A fee authorization (via EFS-Web) including the fee for filing this Notice of Appeal and the extension of time fee is enclosed. If any fees are inadvertently omitted or if any additional fees are required or if any fees have been overpaid, please appropriately charge or credit those fees to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5659-21000/EBM

Respectfully submitted,

  
Eric B. Meyertons  
Reg. No. 34,876  
Attorney for Applicant

MEYERTONS, HOOD, KIVLIN, KOWERT & GOETZEL, P.C.  
P.O. BOX 398  
AUSTIN, TX 78767-0398  
(512) 853-8800 (voice) (512) 853-8801 (facsimile)  
Date: Oct 8, 2008